HON'BLE SRI JUSTICE L. NARASIMHA REDDY

WRIT PETITION NO. 8714 OF 2007

DATE: 15.06.2007

BETWEEN

1. Perumalla Naganna S/o Sunkanna and three others

....Petitioners

AND

1. The Government of A.P. rep by its Principal Secretary, Irrigation Department, Secretariat Buildings, Hyderabad and two others.

.... Respondents

HON'BLE SRI JUSTICE L. NARASIMHA REDDY

WRIT PETITION NO. 8714 OF 2007

ORAL ORDER:

The lands of the petitioners situated at Ternekal Village of Pathikonda Mandal, Kurnool District, were acquired for the purpose of 'Gajuladinne Irrigation Project', through a notification under Section 4(1) of the Land Acquisition Act, 1894 (for short 'the Act') dated 27.7.1976 and an award was also passed. Not being satisfied with the value awarded by the Land Acquisition Officer, the petitioners sought for reference and the matter came to be dealt with in O.P.Nos. 62, 70, 71 and 73 of 1985, on the file of Senior Civil Judge, Adoni. The market value was enhanced and the decree passed by the trial court is said to be confirmed by this Court.

Petitioners contend that after the decree passed by the Civil Court became final, the Government issued orders in G.O.Ms.No. 1559 dated 23.9.2002 etc, according sanction for deposit of the amount covered by the decrees and though nearly five years have elapsed, the said amount was not paid and no direction in this regard is forthcoming.

Heard the learned counsel for the petitioners and the learned Government Pleader for Irrigation.

When the matter was listed for admission on 1.5.2007, the learned Special Government Pleader gave an undertaking to the effect that the amounts covered by the G.Os would be deposited immediately. Today, a copy of the proceedings dated 7.6.2007 issued by the Revenue Divisional Officer, Adoni, is placed. According to the same, a sum of Rs. 4,63,259/- referable to

execution petitions filed in the EPs referred to above and covered by the G.Os mentioned in the preceding paragraphs has been deposited. This fact is not disputed by the learned counsel for the petitioner.

With the deposit of the said amount, the grievance of the petitioner urged in the Writ Petition stands redressed. However, the liability of the respondents to deposit the amounts representing the interest that had accrued so far needs to be discharged.

For the foregoing reasons, the Writ Petition is disposed of directing that the respondent shall specify the decrees passed in O.P.Nos. 62, 70, 71 and 73 of 1985, within a period of three months from the date of receipt of a copy of this order. There shall be no order as to Costs.

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L. NARASIMHA REDDY, J

Date: 15.06.2007
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